

TELEPHONE (312) 258-5500

**SCHIFF HARDIN LLP**

PATENT DEPARTMENT

6600 SEARS TOWER

233 SOUTH WACKER DRIVE

CHICAGO, ILLINOIS 60606

CONFIRMATION NO. 7671.

In re application of: Birkhoelzer et al

Serial No.: 09/992,974

GROUP ART UNIT: 2154

Filed: November 19, 2001

EXAMINER: R. Refai

For: "MEDICAL SYSTEM ARCHITECTURE WITH A WORKSTATION AND A CALL SYSTEM"

**APPLICANTS' RESPONSE UNDER 37 C.F.R. § 1.116**

**MAIL STOP AF**

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

SIR:

Transmitted herewith is an amendment in the above-identified application.

☐ No additional fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS	22	MINUS	** 22	X	( ) X 9.00 ( ) X 18.00	
INDEP. CLAIMS	* 1	MINUS	3	X	( ) X 40.00 ( ) X 80.00	
Application amended to contain any multiple dependent claims not previously paid for.				( ) YES ( ) NO	( ) \$135.00 ( ) \$270.00 ONE TIME	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT				\$0.00		

\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20 write "20" in this space.

☐ Applicants petition the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated \_\_\_\_\_ for \_\_\_\_\_ month so that the period for response is extended to \_\_\_\_\_. A check in the amount of \$\_\_\_\_\_ is attached to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to deposit account No. 501519. A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \_\_\_\_\_ is attached.

☐ A check for \$ \_\_\_\_\_ accompanying IDS under 37 CFR 1.97(c) is attached

☐ A check for \$ \_\_\_\_\_ and Petition for Consideration of IDS under 37 CFR 1.97(d) is attached.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to account No. 501519. A duplicate of this sheet is enclosed.  
When phoning re this application, please call (312) 258-5500.

SCHIFF HARDIN LLP (Customer Number: 26574)

BY Steven H. Noll (28,982)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on March 29, 2006.

Steven H. Noll

NAME OF APPLICANT'S ATTORNEY

SIGNATURE

March 29, 2006

DATE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS' RESPONSE UNDER 37 C.F.R. § 1.116

APPLICANTS: Birkhoelzer et al. GROUP ART UNIT: 2152  
SERIAL NO.: 09/992,974 EXAMINER: Ramsey Refai  
FILED: November 19, 2001 CONFIRMATION NO.: 7671  
TITLE: "MEDICAL SYSTEM ARCHITECTURE WITH A  
WORKSTATION AND A CALL SYSTEM"

**MAIL STOP AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

S I R:

Applicants herewith submit the present Response to the Final Rejection dated September 15, 2005. A Notice of Appeal was filed on February 14, 2006, but the Appeal Brief has not yet been filed.

**REMARKS**

In the Office Action dated September 15, 2005, claim 1 was rejected under 35 U.S.C. §112, second paragraph as being indefinite because the term "medical examination images" was not used consistently throughout the claim. Applicants filed an Amendment on January 17, 2006 wherein (in Applicants' opinion) only editorial changes were made in the claims in order to respond to this rejection. In an Advisory Action dated February 1, 2006, the Examiner stated that those changes raised a new issue, and therefore Amendment "C" was not entered. Applicants thereafter filed a Petition on February 14, 2006 requesting entry of the Amendment, and this Petition was denied in another Advisory Action dated March 9, 2006.

The further arguments and exhibits discussed below were also presented in Amendment "C". The exhibits were presented because the Examiner at page 10 of